IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.CJ.

COMPANY PETITION NO.898 OF 2004

In the matter of M/s. Deepak Yogiom Engineers P.Ltd ....company.

Mr. Viral R. Malaviya, sole Properietor of M/s. Yasika Steels ...Petitioner

G.B. Kedia for the petitioner.
Rahul Risbud for the company.

CORAM: S.U. KAMDAR, J.

DATE : 7TH APRIL, 2005.

P.C. :

1 Learned counsel for the petitioner makes a statement that he will deposit in court a sum of Rs. 8,00,000/- within a period of 6 weeks from today. If such deposit is made petition to stand dismissed. Petitioner to file a suit and the amount to be credited to the credit of the suit and invest in fixed deposit initially for a period of three years and renew the same from time to time. Suit to

be filed within three weeks from the date of communication of such deposit by the petitioner's advocate to the respondents advocate. If such suit is not filed company will be at liberty to take back the amount so deposited.

2. In an event in failure to deposit the aforesaid amount, petition to stand admitted and advertised. advertised in Free Press Journal, Janmabhoomi and Maharashtra Government Gazette. The petitioner to deposit a sum of Rs.2,000/- in the office of Prothonotary and Senior Master, High Court, Bombay.

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